



IFV 1641
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Customer No. 22,852
Attorney Docket No. 09672.0052

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Ruth F. EDEN) Group Art Unit: 1641
)
Application No.: 09/763,578) Examiner: Bao-Thuy L. Nguyen
)
Filed: July 28, 2001)
) Confirmation No.: 9243
For: METHOD AND DEVICE FOR)
CONCENTRATING SELECTED)
GROUPS OF)
MICROORGANISMS)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicant brings to the attention of the Examiner the documents on the attached listing. This Information Disclosure Statement is being filed after the events recited in 37 C.F.R. § 1.97(b), but, to the undersigned's knowledge, before the mailing date of either a Final action, Quayle action, or a Notice of Allowance. Under the provisions of 37 C.F.R. § 1.97(c), this Information Disclosure Statement is accompanied by a fee of \$180.00 as specified by Section 1.17(p). Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Office applies any of the documents as prior

art against any claim in the application and Applicant determines that the cited documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

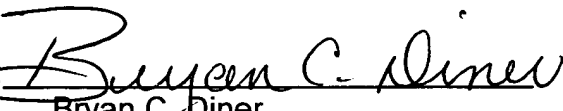
If the Examiner has any questions regarding this paper, she is invited to contact the undersigned at 202-408-4116.

If there is any additional fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: December 27, 2005

By: 
Bryan C. Diner
Reg. No. 32,409

IDS Form PTO/SB/08: Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>				Complete if Known		
				Application Number		09/763,578
				Filing Date		July 28, 2001
				First Named Inventor		Ruth F. EDEN
				Art Unit		1641
				Examiner Name		Bao-Thuy L. Nguyen
Attorney Docket Number		09672.0052				
Sheet	1	of	1			

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 DEC 27 2005
 PATENT & TRADEMARK OFFICE

U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS					
Examiner Initials*	Cite No. ⁱ	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ⁱⁱ (if known)			
		US-5,616,467	04-01-1997	Olsen et al.	
		US-5,556,756	09-17-1996	Olsen et al.	
		US-5,260,194	11-09-1993	Olson	
		US-5,260,193	11-09-1993	Olson	
		US-5,085,988	02-04-1992	Olson	
		US-5,085,987	02-04-1992	Olson	
		US-4,963,468	10-16-1990	Olson	
		US-4,959,307	09-25-1990	Olson	

Note: Submission of copies of U.S. Patents and published U.S. Patent Applications is not required.

FOREIGN PATENT DOCUMENTS						
Examiner Initials [*]	Cite No. ⁱ	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation ^{vi}
		Country Code ⁱⁱⁱ Number ^{iv} Kind Code [*] (if known)				

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ⁱ	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation ⁶